

WASHINGTON COUNTY COMMISSION MEETING
MINUTES
APRIL 7, 2009

The Regular Meeting of the Board of the Washington County Commission was called to order by Chairman James J. Eardley at 4:00 p.m. on April 7, 2009, in the Commission Chambers, Washington County Administration Building, St. George, Utah. Those in attendance were Commission Chairman James J. Eardley, Commissioner Alan D. Gardner, Commissioner Dennis Drake, County Administrator Dean J. Cox, Deputy County Attorney David L. Patterson, and Deputy County Clerk Christine Hall.

The Spectrum was not represented at the meeting.

Commissioner Drake led the Pledge of Allegiance.

AGENDA

CONSENT AGENDA:

The Consent Agenda is a means of expediting routine matters which come before the Commission for approval. The Consent Portion of the agenda is approved by one (1) non-debatable motion. If any Commissioner wishes to remove an item from the Consent Portion of the agenda, then that item becomes the first order of business on the regular agenda.

- Consideration of List of Auditor Approved Claims for Payment for March 18, 2009, through April 7, 2009
- Consideration of Approval of Regular Commission Meeting Minutes of March 3, 2009, and March 17, 2009, and Special Public Hearing Minutes of March 23, 2009
- Consideration of Applications for Settlement or Deferral of Property Taxes (8)
Eric Beard, Account No. 127632, will pay \$135.00 per month and pay full balance due before 2009 taxes are billed; Susan Joy Hansen, Account No. 75237, will pay \$500.00 per month until balance paid in full; Hal Hiatt, Account No. 1997488, will pay \$1,000.00 per month until balance is paid in full, commencing 4/30/09; Douglas & Flora Johnson, Account No. 588916, will pay \$150.00 per month, commencing 4/30/09, and will pay off full balance before 2010 taxes are billed; Lewis & Rosemary Riethmann, Account No. 368418, will pay \$25.00 per month towards back taxes and will work on tax abatement for future taxes; Douglas Van Spendlove, Account No. 157837, will pay \$50.00 per month until balance paid in full, commencing 4/15/09; Dave Terry, Account No. 42393, will pay \$100.00 per month via direct deposit until balance and 2009 taxes are paid in full; Insurance Consultants, Account No. 598220, will pay \$2,500 by 4/30/09 and pay \$350.00 per month until balance is paid in full, commencing 5/31/09; Barbara Williams, Account No. 407950, will pay \$100.00 per month and put property up for sale.

- Consideration of Administrative Adjustments: Personal Property (see attached)
- Consideration of Administrative Adjustments: Real Property (see attached)
- Consideration of Applications for Property Tax Abatements (10)
Darlene Aguiar, Serial Number W-WSR-1-8; Phelan Butler, Serial Number WHS-59-SW; Clyde Evans, Serial Number LV-PGS-3-48; Karen Ferguson, Account Number B000384; Tamara Frankino, Serial Number SG-SETH-7; Gloria Joseph, Serial Number SG-RPS-36; Madelyn Medina, Serial Number SG-FPK-4-41; Lillian Reigle, Serial Number SG-SBH-C-46; Steven Richmond, Serial Number N-RP-1-27-A; and Patricia Smith, Serial Number BRR-1-49-NS
- Consideration of Administrative Adjustment of \$861.98 for Property Tax on Parcel of Land in Washington County #154545 R-1308-X
- Consideration of Adjustment of Terms of Members of the Habitat Conservation Advisory Committee (HCAC)
- Consideration of Extension of Term for Institutional Support Services Agreement between Purgatory Correctional Facility and Dixie Regional Medical Center, Dr. Stephen B. Seager, through December 31, 2011
- Consideration of Approval of Operating Plan between Washington County Sheriff's Office (Purgatory Correctional Facility) and the National Forest Service for 2009
- Acknowledgment of Publishing: Notice of Adoption of Ordinance No. 2009-971-O on Saturday, March 21, 2009

Actions of the Washington County Planning Commission Meeting /None

MOTION: Motion by Commissioner Gardner to Approve Consent Agenda, as presented. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Eardley, Gardner, and Drake voting aye.

REGULAR AGENDA ITEMS FOR CONSIDERATION:

VOLUNTEER OF THE MONTH / LINDA SAPPINGTON

Washington County Volunteer Center Director Linda Sappington presented the State of the Volunteer Center in 2009, a copy of which is attached. She said that April 20-26 is National Volunteer Week and presented the President's Lifetime Award for Volunteerism to George and Joan Jolovich and Barbara Biggs. Additionally, she presented awards to Commissioners Eardley, Gardner, and Drake, for their continuing support of the Volunteer Center and its activities.

PURCHASE REQUEST(S) / MARK BLANCH

No items were presented today.

PRESENTATION OF AWARD FROM SOUTHERN UTAH LOCAL GOVERNMENT OF THE YEAR TO THE SOLID WASTE DISTRICT / COMMISSIONER DRAKE

Commissioner Drake presented an Award to Neil Schwendimann, representing the Solid Waste Special Service District, for its efforts in bringing a comprehensive recycling program to Washington County.

PROCLAMATION: CHILD ABUSE PREVENTION MONTH / APRIL, 2009 / PATRICIA SHEFFIELD

Children's Justice Center Director Patricia Sheffield read the Proclamation declaring April to be Child Abuse Prevention Month for 2009. A copy of this Proclamation is attached to these minutes.

MOTION: Motion by Commissioner Gardner to Approve Proclamation Declaring April 2009 as Child Abuse Prevention Month, as presented. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Eardley, Gardner, and Drake voting aye.

PRESENTATION BY DARREN JANES, FIVE COUNTY ASSOCIATION OF GOVERNMENTS, REGARDING WORKFORCE HOUSING AND THE DIXIE AREA WORKFORCE HOUSING AFFORDABILITY COMMITTEE (DAWHAC)

Darren Janes, Ombudsman for the Dixie Area Workforce Housing Affordability Committee (DAWHAC), narrated a PowerPoint presentation concerning the issue of workforce housing in Washington County. A copy of that presentation is available for review in the Office of the County Commission. Commissioner Gardner mentioned that earlier in the day, DAWHAC was absorbed into the County of Governments (COG) recently created in the Five County Area.

CONSIDERATION OF APPOINTMENTS OF KRISTA BLACK AND MARK HENDRICKSON TO THE WASHINGTON COUNTY ECONOMIC DEVELOPMENT COUNCIL

MOTION: Motion by Commissioner Drake to Appoint Krista Black and Mark Hendrickson to the Washington County Economic Development Council Administrative Board. Motion seconded by Commissioner Gardner and carried by unanimous vote, with Commissioners Eardley, Gardner, and Drake voting aye.

CONSIDERATION OF ORDINANCE NO. 2009-969-O, AN ORDINANCE AMENDING AND SUPERSEDING TITLE 2-1-5 E OF THE WASHINGTON COUNTY CODE (COUNCIL ON AGING REQUIREMENTS)

Deputy Washington County Attorney David L. Patterson said that this Ordinance is essentially a housekeeping measure.

MOTION: Motion by Commissioner Gardner to Adopt Ordinance No. 2009-969-O, An Ordinance Amending And Superseding Title 2-1-5 E Of The Washington County Code (Council On Aging Requirements), as presented. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Eardley, Gardner, and Drake voting aye.

CONSIDERATION OF ORDINANCE NO. 2009-972-O, AN ORDINANCE AMENDING ORDINANCE NO. 2002-822-O, ADOPTING THE 2008 NATIONAL ELECTRICAL CODE

Mr. Patterson said that the National Electrical Code is periodically adopted by the County to reflect changes in safety requirements required by State statutes.

MOTION: Motion by Commissioner Gardner to Adopt Ordinance No. 2009-972-O, An Ordinance Amending Ordinance No. 2002-822-O, Adopting The 2008 National Electrical Code, as presented. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Eardley, Gardner, and Drake voting aye.

CONSIDERATION OF RESOLUTION NO. R-2009-1327, A RESOLUTION APPROVING THE EXECUTION OF AN AGREEMENT BETWEEN WASHINGTON COUNTY AND KATIE BETH LANCE FOR FOOD PROVIDER SERVICES AT THE HURRICANE SENIOR CENTER

To fill a vacancy created when Mr. Scott Ebert resigned his position, this opening was advertised and Ms. Lance was the only applicant. The terms of her contract are the same as those of Mr. Ebert.

MOTION: Motion by Commissioner Drake to Adopt Resolution No. R-2009-1327, A Resolution Approving The Execution Of An Agreement Between Washington County And Katie Beth Lance For Food Provider Services At The Hurricane Senior Center. Motion seconded by Commissioner Gardner and carried by unanimous vote, with Commissioners Eardley, Gardner, and Drake voting aye.

CONSIDERATION OF RESOLUTION NO. R-2009-1328, A RESOLUTION APPROVING THE EXECUTION OF A NETWORK SERVICES AGREEMENT BETWEEN ELEVEN WIRELESS, INC. AND WASHINGTON COUNTY TO

PROVIDE WIRELESS OR WIRED INTERNET ACCESS TO CUSTOMERS OF THE DIXIE CENTER

Chairman Eardley said that patrons of the Dixie Center, which is jointly owned by the City of St. George and Washington County through an Interlocal Agreement, require internet access during conventions, meetings, and the like.

MOTION: Motion by Commissioner Gardner to Adopt Resolution No. R-2009-1328, A Resolution Approving The Execution Of A Network Services Agreement Between Eleven Wireless, Inc. And Washington County To Provide Wireless Or Wired Internet Access To Customers Of The Dixie Center, as presented. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Eardley, Gardner, and Drake voting aye.

CONSIDERATION OF RESOLUTION NO. R-2009-1329, A RESOLUTION APPROVING THE EXECUTION OF A NETWORK SERVICES AGREEMENT BETWEEN THE SOUTHWEST UTAH PUBLIC HEALTH DEPARTMENT AND WASHINGTON COUNTY

MOTION: Motion by Commissioner Drake to Adopt Resolution No. R-2009-1329, A Resolution Approving The Execution Of A Network Services Agreement Between The Southwest Utah Public Health Department And Washington County, as presented. Motion seconded by Commissioner Gardner and carried by unanimous vote, with Commissioners Eardley, Gardner, and Drake voting aye.

PUBLIC WORKS OR ROAD BUSINESS

Washington County Public Works Director Ron Whitehead updated the Commission on current projects in the County. The three (3) National Resources Conservation Service (NRCS) projects in the Tobin Wash, Gunlock, and Virgin areas are nearing completion and should be wrapped up within the month.

Today is the last day to file a protest against the Specially Funded Special Service District, and tomorrow begins the fifteen (15) day period within which to withdraw a protest that has already been filed. That period will end on April 22, 2009. To date, only two (2) letters of protest have been filed with the County Clerk-Auditor's Office.

COUNTY DEVELOPMENT AND PLANNING BUSINESS

No items were presented today.

Request an Executive Session

None.

There being nothing further to come before the Commission, the meeting was adjourned at 4:50 p.m.

CHRISTINE S. HALL
DEPUTY CLERK

JAMES J. EARDLEY
CHAIRMAN